

# ST. JOHN'S

## Regular Meeting - City Council Agenda

November 2, 2020

3:00 p.m.

4th Floor City Hall

### Pages

**1. CALL TO ORDER**

**2. PROCLAMATIONS/PRESENTATIONS**

2.1. World Town Planning Day - November 8, 2020

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**3. APPROVAL OF THE AGENDA**

3.1. Adoption of Agenda

**4. ADOPTION OF THE MINUTES**

4.1. Adoption of Minutes - October 26, 2020

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**5. BUSINESS ARISING FROM THE MINUTES**

5.1. Notices Published - Trans-Canada Highway

22

A Discretionary Use Application has been submitted by Coady Construction & Excavating Limited requesting permissions to develop a Mineral Workings Quarry for 40 hectares of land off the Trans-Canada Highway (1.9km East of Foxtrap Access Road/TCH Interchange on North side of TCH).

The proposed quarry will be used for the production and removal of aggregate material for construction purposes.

No submissions received.

This matter had been referred from the October 26th Regular Meeting of Council to ensure that consultation had taken place with the municipalities in close proximity to the proposed development.

## **6. NOTICES PUBLISHED**

### **6.1. 11 Elliot Chafe's Lane - Rural (R) Zone - Ward 5 23**

A Non-Conforming Use application has been submitted requesting permission to reconstruct the Dwelling at 11 Elliot Chafe's Lane.

The existing Dwelling has a Floor Area of 80m<sup>2</sup> and is proposed to be reconstructed with a Total Floor Area of 108 m<sup>2</sup>.

1 submission received

## **7. COMMITTEE REPORTS**

### **7.1. Development Committee Report**

- |    |  |    |
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| 2. | Request to set parking for proposed Fitness Facility - 25 White Rose Drive - INT2000100  | 31 |
| 3. | Request for an Accessory Building in the Rural Zone - 467 Thorburn Road - INT2000101     | 35 |

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<b>14.</b>	<b>ADJOURNMENT</b>	

# Proclamation

## WORLD TOWN PLANNING DAY November 8, 2020

WHEREAS: November 8<sup>th</sup> has been celebrated as ***World Town Planning Day***; and

WHEREAS: The Newfoundland and Labrador Association of Professional Planners (NLAPP), an affiliate of the Canadian Institute of Planners (CIP), recognizes this day to celebrate the accomplishments of planners and their contributions to their communities and environment, an international practice that began in 1949; and

WHEREAS: This day can be used as an opportunity to publicly recognize the critical role of planning in creating livable, sustainable communities; celebrate the valuable contributions sound planning makes to the quality of life in our local communities and all levels of government; and to promote a better understanding and awareness of who planners are and the work they do.

THEREFORE: I, Mayor Danny Breen, do hereby proclaim the 8<sup>th</sup> day of November, 2020 as World Town Planning Day in the City of St. John's.

Signed at City Hall, St. John's, NL on this 2<sup>nd</sup> day of November, 2020

Danny Breen,  
Mayor



# **ST. JOHN'S**

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## **Minutes of Regular Meeting - City Council**

**Council Chamber, 4th Floor, City Hall**

**October 26, 2020, 3:00 p.m.**

**Present:**

- Mayor Danny Breen
- Deputy Mayor Sheilagh O'Leary
- Councillor Maggie Burton
- Councillor Dave Lane
- Councillor Sandy Hickman
- Councillor Debbie Hanlon
- Councillor Deanne Stapleton
- Councillor Shawn Skinner
- Councillor Jamie Korab
- Councillor Ian Froude
- Councillor Wally Collins

**Staff:**

- Kevin Breen, City Manager
- Derek Coffey, Deputy City Manager of Finance & Administration
- Jason Sinyard, Deputy City Manager of Planning, Engineering & Regulatory Services
- Lynnann Winsor, Deputy City Manager of Public Works
- Susan Bonnell, Manager - Communications & Office Services
- Elaine Henley, City Clerk
- Ken O'Brien, Chief Municipal Planner
- Maureen Harvey, Legislative Assistant
- Kelly Maguire, Public Relations & Marketing Officer

### **Land Acknowledgement**

**The following statement was read into the record:**

**"We respectfully acknowledge the Province of Newfoundland & Labrador, of which the City of St. John's is the capital City, as the ancestral homelands of the Beothuk. Today, these lands are home to a diverse population of indigenous and other peoples. We would also like to acknowledge with respect the diverse**

histories and cultures of the Mi'kmaq, Innu, Inuit, and Southern Inuit of this Province.”

1. **CALL TO ORDER**

2. **SWEARING IN OF WARD 2 COUNCILLOR ELECT - SHAWN SKINNER**

Judge Pamela Goulding conducted the swearing in of Councillor Elect Shawn Skinner who thereafter proceeded to take his seat in the Council Chambers.

Councillor Skinner was extended congratulations on his recent election and welcomed to the meeting.

3. **PROCLAMATIONS/PRESENTATIONS**

4. **APPROVAL OF THE AGENDA**

4.1 **Adoption of Agenda**

**SJMC-R-2020-10-26/529**

**Moved By** Councillor Skinner

**Seconded By** Councillor Collins

That the Agenda be adopted as presented.

For (11): Mayor Breen, Deputy Mayor O'Leary, Councillor Burton, Councillor Lane, Councillor Hickman, Councillor Hanlon, Councillor Stapleton, Councillor Skinner, Councillor Korab, Councillor Froude, and Councillor Collins

**MOTION CARRIED (11 to 0)**

5. **ADOPTION OF THE MINUTES**

5.1 **Adoption of Minutes - October 19, 2020**

**SJMC-R-2020-10-26/530**

**Moved By** Deputy Mayor O'Leary

**Seconded By** Councillor Lane

That the minutes of October 19, 2020 be adopted as presented.

For (11): Mayor Breen, Deputy Mayor O'Leary, Councillor Burton, Councillor Lane, Councillor Hickman, Councillor Hanlon, Councillor Stapleton, Councillor Skinner, Councillor Korab, Councillor Froude, and Councillor Collins

**MOTION CARRIED (11 to 0)**

**6. BUSINESS ARISING FROM THE MINUTES**

**6.1 Notice of Motion given October 19, 2020 - Adoption of the St. John's Election Finance (Amendment No. 1-2020) By-Law**

At the October 19, 2020 Regular Meeting of Council, Councillor Froude gave notice of intent to move the adoption of the St. John's Election Finance (Amendment No. 1-2020) By-Law that will have the effect of incorporating recommended election reforms into the St. John's Election Finance By-Law for the 2021 general municipal election.

**1. Amendments to Election Finance By-Law**

A notice of motion was presented at the October 19, 2020 Regular Meeting of Council.

**SJMC-R-2020-10-26/531**

**Moved By** Councillor Froude

**Seconded By** Councillor Burton

That Council approve Amendment No. 1-2020 to the St. John's Election Finance By-Law.

For (10): Mayor Breen, Deputy Mayor O'Leary, Councillor Burton, Councillor Lane, Councillor Hanlon, Councillor Stapleton, Councillor Skinner, Councillor Korab, Councillor Froude, and Councillor Collins

Against (1): Councillor Hickman

**MOTION CARRIED (10 to 1)**

**7. NOTICES PUBLISHED**

**7.1 Notices Published - 9 Kerry Street**

A change of Non-Conforming Use Application has been submitted by The Green Room Inc. requesting permission to change the Use of 9 Kerry Street to a storage and support facility for a Television Production Company.

The proposed Studio is to be used for office space and storage of production material. It will have a floor area of approximately 198m<sup>2</sup>. The studio will employ 3 full-time employees and operates Monday to Friday, 8 a.m. – 6 p.m. On-site parking is provided for 3 spaces.

Three (3) submissions received

**SJMC-R-2020-10-26/532**

**Moved By** Councillor Froude

**Seconded By** Councillor Lane

That the application for a change of Non-Conforming Use Application by The Green Room Inc. requesting permission to change the Use of 9 Kerry Street to a storage and support facility for a Television Production Company be approved subject to meeting all applicable requirements.

For (11): Mayor Breen, Deputy Mayor O'Leary, Councillor Burton, Councillor Lane, Councillor Hickman, Councillor Hanlon, Councillor Stapleton, Councillor Skinner, Councillor Korab, Councillor Froude, and Councillor Collins

**MOTION CARRIED (11 to 0)**

**7.2 Notices Published - 13 Cherry Hill**

A Discretionary Use Application has been submitted for a Home Occupation for Wellness Coaching at 13 Cherry Hill Road.

The business involves Therapeutic Stretch, Reiki & Coaching and will operate part-time Monday-Friday, 1-2 clients per day between 10 a.m.-2 p.m. Appointments will be 1 hour with no overlap. Total floor area used for the business is 16.35m<sup>2</sup>. The applicant is the sole employee. One on-site parking space is provided for the business.

Three (3) submissions received.

**SJMC-R-2020-10-26/533**

**Moved By** Councillor Froude

**Seconded By** Deputy Mayor O'Leary

That the Discretionary Use Application for a Home Occupation for Wellness Coaching at 13 Cherry Hill Road be approved subject to meeting all applicable requirements

For (11): Mayor Breen, Deputy Mayor O'Leary, Councillor Burton, Councillor Lane, Councillor Hickman, Councillor Hanlon, Councillor Stapleton, Councillor Skinner, Councillor Korab, Councillor Froude, and Councillor Collins

**MOTION CARRIED (11 to 0)**

**7.3 Notices Published - 23 Duffy Place**

A Discretionary Use Application has been submitted to the City of St. John's seeking approval to install a Wireless Communication Facility adjacent to the building at the west side at 23 Duffy Place.

In accordance with the City of St. John's Siting Protocol for Wireless Facilities, the City of St. John's hereby notifies property owners in the vicinity of 23 Duffy Place of the intention to install the additional 2-9 antennas.

- The antennas will be 1.4m in height, covered by radomes that will be ground mounted on a concrete base (total height of 2.7m or 9ft)
- The area will be fully enclosed by a secure shielding fence of 7m by 41m which is 2.5m (8ft) in height.

No submissions

**SJMC-R-2020-10-26/534**

**Moved By** Councillor Froude

**Seconded By** Councillor Lane

That the Discretionary Use Application seeking approval to install a Wireless Communication Facility adjacent to the building at the west side at 23 Duffy Place be approved subject to meeting all applicable requirements.

For (11): Mayor Breen, Deputy Mayor O'Leary, Councillor Burton, Councillor Lane, Councillor Hickman, Councillor Hanlon, Councillor Stapleton, Councillor Skinner, Councillor Korab, Councillor Froude, and Councillor Collins

**MOTION CARRIED (11 to 0)**

**7.4 Notices Published - 350 Torbay Road**

A Discretionary Use Application has been submitted to occupy a portion of the building at 350 Torbay Road as Warehouse Use.

The proposed Warehouse will have a floor area of 469m<sup>2</sup> and will be used to supply a large chain of retail stores. The business will operate Monday to Thursday, from 9 a.m. to 6 p.m., Friday 8 a.m. to 6 p.m., Saturday and Sunday 9 a.m. to 5 p.m. There will be limited traffic due to limited number of clients using the site.

Four (4) submissions received.

**SJMC-R-2020-10-26/535**

**Moved By** Councillor Stapleton

**Seconded By** Councillor Hanlon

That the Discretionary Use Application submitted to occupy a portion of the building at 350 Torbay Road as Warehouse Use be approved subject to meeting applicable requirements.

For (11): Mayor Breen, Deputy Mayor O'Leary, Councillor Burton, Councillor Lane, Councillor Hickman, Councillor Hanlon, Councillor Stapleton, Councillor Skinner, Councillor Korab, Councillor Froude, and Councillor Collins

**MOTION CARRIED (11 to 0)**

**7.5 Notices Published - Trans-Canada Highway**

A Discretionary Use Application has been submitted by Coady Construction & Excavating Limited requesting permissions to develop a Mineral Workings Quarry for 40 hectares of land off the Trans-Canada Highway (1.9km East of Foxtrap Access Road/TCH Interchange on North

side of TCH).

The proposed quarry will be used for the production and removal of aggregate material for construction purposes.

No submissions received.

**SJMC-R-2020-10-26/536**

**Moved By** Deputy Mayor O'Leary

**Seconded By** Councillor Hanlon

That the Discretionary Use Application submitted by Coady Construction & Excavating Limited requesting permissions to develop a Mineral Workings Quarry for 40 hectares of land off the Trans-Canada Highway (1.9km East of Foxtrap Access Road/TCH Interchange on North side of TCH) be deferred until the next regular meeting pending consultation with adjacent municipalities.

For (10): Mayor Breen, Deputy Mayor O'Leary, Councillor Burton, Councillor Lane, Councillor Hickman, Councillor Hanlon, Councillor Stapleton, Councillor Skinner, Councillor Froude, and Councillor Collins

Against (1): Councillor Korab

**MOTION CARRIED (10 to 1)**

## **8. COMMITTEE REPORTS**

### **8.1 Development Committee Report**

- 1. Request for Driveway Access Through the Floodplain Buffer  
139 Petty Harbour Road  
DEV2000125**

**SJMC-R-2020-10-26/537**

**Moved By** Councillor Burton

**Seconded By** Councillor Collins

That Council approve the proposed driveway access through the floodplain buffer at 139 Petty Harbour Road in accordance with Section 11.2.4(2) of the St. John's Development Regulations.

For (11): Mayor Breen, Deputy Mayor O'Leary, Councillor Burton, Councillor Lane, Councillor Hickman, Councillor Hanlon, Councillor Stapleton, Councillor Skinner, Councillor Korab, Councillor Froude, and Councillor Collins

**MOTION CARRIED (11 to 0)**

**2. Request for Parking Relief - 390 Elizabeth Avenue**

Ratification of E-Poll

**SJMC-R-2020-10-26/538**

**Moved By** Councillor Burton

**Seconded By** Councillor Hickman

That Council ratify an e-poll approving parking relief for 4 parking spaces to accommodate the Office Use for Sharing Our Cultures Inc. at 390 Elizabeth Avenue.

For (11): Mayor Breen, Deputy Mayor O'Leary, Councillor Burton, Councillor Lane, Councillor Hickman, Councillor Hanlon, Councillor Stapleton, Councillor Skinner, Councillor Korab, Councillor Froude, and Councillor Collins

**MOTION CARRIED (11 to 0)**

**8.2 Committee of the Whole Report - October 14, 2020**

**1. Youth Engagement Action Team Report**

**SJMC-R-2020-10-26/539**

**Moved By** Councillor Burton

**Seconded By** Deputy Mayor O'Leary

That Council review the report and its recommendations and consider which ones they want to prioritize to improve youth engagement.



For (11): Mayor Breen, Deputy Mayor O'Leary, Councillor Burton, Councillor Lane, Councillor Hickman, Councillor Hanlon, Councillor Stapleton, Councillor Skinner, Councillor Korab, Councillor Froude, and Councillor Collins

**MOTION CARRIED (11 to 0)**

**2. 139 Petty Harbour Road - DEV2000125**

**SJMC-R-2020-10-26/540**

**Moved By** Councillor Burton

**Seconded By** Councillor Collins

That Council approve the proposed development on 139 Petty Harbour Road.

For (11): Mayor Breen, Deputy Mayor O'Leary, Councillor Burton, Councillor Lane, Councillor Hickman, Councillor Hanlon, Councillor Stapleton, Councillor Skinner, Councillor Korab, Councillor Froude, and Councillor Collins

**MOTION CARRIED (11 to 0)**

**3. Community Services Grants Policy**

**SJMC-R-2020-10-26/541**

**Moved By** Councillor Korab

**Seconded By** Deputy Mayor O'Leary

That Council approve the Community Services Grants Policy and rescind the related policies (04-04-01, 04-09-02, and 09-05-01).

For (11): Mayor Breen, Deputy Mayor O'Leary, Councillor Burton, Councillor Lane, Councillor Hickman, Councillor Hanlon, Councillor Stapleton, Councillor Skinner, Councillor Korab, Councillor Froude, and Councillor Collins

**MOTION CARRIED (11 to 0)**

**4. Inclusion Advisory Committee (IAC) Approval of New Members****SJMC-R-2020-10-26/542****Moved By** Councillor Stapleton**Seconded By** Councillor Hanlon

That Council approve the appointment of five (5) new members to the Inclusion Advisory Committee:

- Alyse Stuart: to provide an in-depth knowledge of women's issues, perspectives and the barriers that limit meaningful participation in the community.
- Heidi Edgar: to provide an in-depth knowledge and experience of mental health/illness issues and the barriers that limit meaningful participation in the community.
- Jayne Simmons: to provide an in-depth knowledge, understanding and expertise of physical and neurological disabilities and the barriers faced by individuals living with these disabilities that limit meaningful participation in the community.
- Dr. Sulaimon Giwa: to provide an in-depth knowledge, understanding and lived experience of racism as well as expertise in building a culture of anti-racism that fosters inclusion and meaningful participation in the community.
- TJ Jones: to provide an in-depth knowledge, understanding and experience of LGBTQ2S issues, perspectives and the barriers that limit meaningful participation in the community.

For (11): Mayor Breen, Deputy Mayor O'Leary, Councillor Burton, Councillor Lane, Councillor Hickman, Councillor Hanlon, Councillor Stapleton, Councillor Skinner, Councillor Korab, Councillor Froude, and Councillor Collins

**MOTION CARRIED (11 to 0)**

**5. Downtown Decorative Street Lighting Working Group Recommendation**

**SJMC-R-2020-10-26/543**

**Moved By** Councillor Hanlon

**Seconded By** Councillor Skinner

That Council replace the existing decorative globe HPS fixtures with new LED fixtures that meet the aesthetic requirements developed by the Downtown Decorative Street Lighting Working Group in partnership with Downtown St. John's once funding for the project becomes available.

For (11): Mayor Breen, Deputy Mayor O'Leary, Councillor Burton, Councillor Lane, Councillor Hickman, Councillor Hanlon, Councillor Stapleton, Councillor Skinner, Councillor Korab, Councillor Froude, and Councillor Collins

**MOTION CARRIED (11 to 0)**

**6. 2020 Heritage Financial Incentives Program**

**SJMC-R-2020-10-26/544**

**Moved By** Councillor Burton

**Seconded By** Councillor Lane

That Council approve the twenty-two (22) grant applications as summarized in the attached tables subject to compliance with the requirements of the Heritage Financial Incentives Grant Program and the City's heritage requirements.

For (11): Mayor Breen, Deputy Mayor O'Leary, Councillor Burton, Councillor Lane, Councillor Hickman, Councillor Hanlon, Councillor Stapleton, Councillor Skinner, Councillor Korab, Councillor Froude, and Councillor Collins

**MOTION CARRIED (11 to 0)**

**7. 50 Bonaventure Avenue, Heritage Designation**

**SJMC-R-2020-10-26/545**

**Moved By** Councillor Burton

**Seconded By** Councillor Skinner

That Council approve the proposed heritage designation of 50 Bonaventure Avenue and direct the Legal Department to undertake a Designation By-law for Council's consideration.

Further, subject to an application being made and approval of heritage designation, that Council advertise the Discretionary Use of a Heritage Use (Eating Establishment/café) at 50 Bonaventure Avenue.

For (11): Mayor Breen, Deputy Mayor O'Leary, Councillor Burton, Councillor Lane, Councillor Hickman, Councillor Hanlon, Councillor Stapleton, Councillor Skinner, Councillor Korab, Councillor Froude, and Councillor Collins

**MOTION CARRIED (11 to 0)**

**8. Built Heritage Experts Panel Membership**

**SJMC-R-2020-10-26/546**

**Moved By** Councillor Burton

**Seconded By** Councillor Lane

That Council approve the following:

1. an additional term of membership for Rachael Fitkowski (category of landscape architect) and Dawn Boutilier (category of other)
2. appointment of the following members to the BHEP
  - John Hancock, architecture category
  - Katherine Deborah Hann, historian/archival expert/historic preservationist category
  - Mitchell O'Reilly, contractor category
  - Michelle Sullivan – other category (background with Brigus Historical Society)

- Nick Lynch, other category (MUN Geography professor)
3. a change to the Terms of Reference to replace Historian/Archival Expert category to Historian/Archival Expert/Historic Preservationist category
  4. Letters of appreciation to departing members signed by the Mayor.

For (11): Mayor Breen, Deputy Mayor O'Leary, Councillor Burton, Councillor Lane, Councillor Hickman, Councillor Hanlon, Councillor Stapleton, Councillor Skinner, Councillor Korab, Councillor Froude, and Councillor Collins

**MOTION CARRIED (11 to 0)**

**9. DEVELOPMENT PERMITS LIST (FOR INFORMATION ONLY)**

**9.1 Development Permits List For October 15 - 21, 2020**

Council reviewed the above-noted Development Permits List.

**10. BUILDING PERMITS LIST (FOR INFORMATION ONLY)**

**10.1 Building Permits List for the week ending October 21, 2020**

Council reviewed the above-noted Building Permits List.

**11. REQUISITIONS, PAYROLLS AND ACCOUNTS**

**11.1 Weekly Payment Vouchers for the week Ending October 21, 2020**

**SJMC-R-2020-10-26/547**

**Moved By** Councillor Hickman

**Seconded By** Councillor Stapleton

That the weekly payment vouchers for the week ending October 21, 2020 in the amount of \$ 2,379,829.36 be approved.

For (10): Mayor Breen, Deputy Mayor O'Leary, Councillor Burton, Councillor Hickman, Councillor Hanlon, Councillor Stapleton, Councillor Skinner, Councillor Korab, Councillor Froude, and Councillor Collins

**MOTION CARRIED (10 to 0)****12. TENDERS/RFPS****13. NOTICES OF MOTION, RESOLUTIONS QUESTIONS AND PETITIONS****13.1 Proposed Resolution - Excessive Vehicle Noise**

During discussion, Council acknowledged that excessive vehicle noise is not related only to modifications on vehicles as, often, at-market vehicles are equipped with components that result in excessive noise. While limited resources for enforcement at both the municipal and provincial levels is limited, and where enforcement is financially imprudent, consideration ought to be given to limiting street access to such vehicles.

**SJMC-R-2020-10-26/548**

**Moved By** Deputy Mayor O'Leary

**Seconded By** Councillor Burton

WHEREAS scientific evidence suggests that excessive noise affects hearing long term and negatively impacts a person's health and well-being – especially those who have issues with sensory inputs; and

WHEREAS it has been shown that excessive noise from the exhaust systems on vehicles (cars, trucks, motor cycles, ATVs and dirt bikes) can be a source of distraction for road users and a significant disruption to the peace and tranquility of residents in their homes, businesses, cafes, and parks and recreational spaces; and

WHEREAS communities throughout the Province of Newfoundland and Labrador are experiencing problems of excessively loud vehicle noise; and

WHEREAS the issue of excessive noise from vehicles with modified exhaust systems has been part of public discourse since at least 2012; and

WHEREAS a coalition of concerned neighbourhood groups and citizens of known as Pipe Down NL was formed to appeal to the provincial government to change/apply the legislation on noise pollution caused by after market installation of exhaust pipes on cars, trucks and motorcycles; and

WHEREAS this matter is governed under the jurisdiction of the Province's Highway Traffic Act; and

WHEREAS regulations, tools and technology are readily available to aid in enforcement of the Highway Traffic Act; and

WHEREAS other jurisdictions in Canada have made amendments to regulations and legislation to deal with noise from exhaust systems and that they have sound level meters to measure noise generated from vehicles for the purposes of ticketing and fines.

BE IT SO RESOLVED THAT The City of St. John's continue to lobby the Provincial Government of NL to request that the Highway Traffic Act and/or associated regulations be enforced to ensure prohibition of modifications to exhaust systems that increase noise and to enforcement with fines and ticketing. Further, that the City of St. John's continue to lobby the Provincial Government of NL to ensure adequate resources (technology and staffing) are funded to allow enforcement agencies to effectively apply the legislation and regulations prohibiting excessively loud vehicles.

For (10): Mayor Breen, Deputy Mayor O'Leary, Councillor Burton, Councillor Hickman, Councillor Hanlon, Councillor Stapleton, Councillor Skinner, Councillor Korab, Councillor Froude, and Councillor Collins

**MOTION CARRIED (10 to 0)**

#### **14. OTHER BUSINESS**

##### **14.1 138 Ladysmith Drive, Adoption-in-Principle**

**SJMC-R-2020-10-26/549**

**Moved By** Councillor Burton

**Seconded By** Councillor Froude

That Council adopt-in-principle the resolutions for St. John's Municipal Plan Amendment 156, 2020 and St. John's Development Regulations Amendment 712, 2020, regarding land at 138 Ladysmith Drive.

For (10): Mayor Breen, Deputy Mayor O'Leary, Councillor Burton, Councillor Hickman, Councillor Hanlon, Councillor Stapleton, Councillor Skinner, Councillor Korab, Councillor Froude, and Councillor Collins

**MOTION CARRIED (10 to 0)**

**14.2 42-52 Diamond Marsh Drive, Adoption-in-Principle, MPA2000002**

**SJMC-R-2020-10-26/550**

**Moved By** Councillor Burton

**Seconded By** Councillor Collins

That Council adopt-in-principle the resolutions for St. John's Municipal Plan Amendment 155, 2020 and St. John's Development Regulations Amendment 711, 2020, regarding land at 42-52 Diamond Marsh Drive.

For (10): Mayor Breen, Deputy Mayor O'Leary, Councillor Burton, Councillor Hickman, Councillor Hanlon, Councillor Stapleton, Councillor Skinner, Councillor Korab, Councillor Froude, and Councillor Collins

**MOTION CARRIED (10 to 0)**

**14.3 Sale of City land at the rear of 21 Myrick Place**

**SJMC-R-2020-10-26/551**

**Moved By** Councillor Collins

**Seconded By** Councillor Hickman

That Council approve the sale of City land at the rear of 21 Myrick Place, as shown in red on the diagram below.

For (10): Mayor Breen, Deputy Mayor O'Leary, Councillor Burton, Councillor Hickman, Councillor Hanlon, Councillor Stapleton, Councillor Skinner, Councillor Korab, Councillor Froude, and Councillor Collins

**MOTION CARRIED (10 to 0)**

**14.4 Road Closure Requests for The Surrealtor Film Shoot**

**SJMC-R-2020-10-26/552**

**Moved By** Councillor Hanlon

**Seconded By** Councillor Burton



That Council approve the requested road closures for The Surrealtor film shoot.

For (10): Mayor Breen, Deputy Mayor O'Leary, Councillor Burton, Councillor Hickman, Councillor Hanlon, Councillor Stapleton, Councillor Skinner, Councillor Korab, Councillor Froude, and Councillor Collins

**MOTION CARRIED (10 to 0)**

**15. GO-ROUND**

Councillor Hanlon requested that reconsideration be given to free parking for veterans at parking meters and at city buildings.

**16. ADJOURNMENT**

There being no further business, the meeting adjourned at 5:04 pm

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MAYOR

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CITY CLERK

### **NOTICES PUBLISHED**

Applications which have been advertised in accordance with the requirements of Section 5.5 of the St. John's Development Regulations and which are to be considered for approval by Council at the **Regular Meeting of Council on October 26, 2020.**

Property Location/ Zone Designation And Ward	Application Details	Submissions Received	Planning and Development Division Notes
<b>Trans-Canada Highway</b> Forestry (F) Zone Ward 5	<b>Application</b> A Discretionary Use Application has been submitted by Coady Construction & Excavating Limited requesting permissions to develop a Mineral Workings Quarry for 40 hectares of land off the Trans-Canada Highway (1.9km East of Foxtrap Access Road/TCH Interchange on North side of TCH).  <b>Description</b> The proposed quarry will be used for the production and removal of aggregate material for construction purposes.	0 Submissions Received (attached)	It is recommended to approve the application subject to meeting all applicable requirements.

Office of the City Clerk and the Department of Planning, Engineering and Regulatory Services, in joint effort, have sent written notification of the applications to property owners and occupants of buildings located within a minimum 150-metre radius of the application sites. Applications have also been advertised in The Telegram newspaper on at least one occasion, and applications are also posted on the City's website. Where written representations on an application have been received by the City Clerk's Department, these representations have been included in the agenda for the Regular Meeting of Council.

---

Jason Sinyard, P. Eng, MBA  
Deputy City Manager,  
Planning, Engineering and Regulatory Services

### **NOTICES PUBLISHED**

Applications which have been advertised in accordance with the requirements of Section 5.5 of the St. John's Development Regulations and which are to be considered for approval by Council at the **Regular Meeting of Council on November 2, 2020.**

Property Location/ Zone Designation And Ward	Application Details	Submissions Received	Planning and Development Division Notes
<b>11 Elliot Chafe's Lane</b> Rural (R) Zone Ward 5	<b>Application</b> A Non-Conforming Use application has been submitted requesting permission to reconstruct the Dwelling at 11 Elliot Chafe's Lane.  <b>Description</b> The existing Dwelling has a Floor Area of 80m <sup>2</sup> and is proposed to be reconstructed with a Total Floor Area of 108 m <sup>2</sup> .	1 Submissions Received (attached)	It is recommended to approve the application subject to meeting all applicable requirements.

Office of the City Clerk and the Department of Planning, Engineering and Regulatory Services, in joint effort, have sent written notification of the applications to property owners and occupants of buildings located within a minimum 150-metre radius of the application sites. Applications have also been advertised in The Telegram newspaper on at least one occasion, and applications are also posted on the City's website. Where written representations on an application have been received by the City Clerk's Department, these representations have been included in the agenda for the Regular Meeting of Council.

---

Jason Sinyard, P. Eng, MBA  
Deputy City Manager,  
Planning, Engineering and Regulatory Services

**From:** [CityClerk](#)  
**To:** [John Crane](#); [CityClerk](#)  
**Cc:** [Maureen Harvey](#); [Shanna Fitzgerald](#); [Andrea Roberts](#); [Ann-Marie Cashin](#); [Ashley Murray](#); [Dave Wadden](#); [Jason Sinyard](#); [Karen Chafe](#); [Ken O'Brien](#); [Lindsay Lyghtle Brushett](#); [Planning](#)  
**Subject:** RE: (EXT) 11 Elliot Chafe's Lane, Goulds  
**Date:** Monday, October 26, 2020 9:53:00 AM

---

Good Morning:

We thank you for your feedback and advise that all submissions will be presented to Council for consideration prior to a final decision being reached on this application.

*Elaine Henley*

Elaine Henley  
City Clerk  
t. 576-8202  
c. 691-0451

---

**From:** John Crane <[john@cslroofing.ca](mailto:john@cslroofing.ca)>  
**Sent:** Thursday, October 22, 2020 2:16 PM  
**To:** CityClerk <[cityclerk@stjohns.ca](mailto:cityclerk@stjohns.ca)>  
**Subject:** (EXT) 11 Elliot Chafe's Lane, Goulds

No issues with us w.r.t. that proposal.

220-222 Main Rd Goulds

*John Crane, M.L.S.*  
Newfoundland Land Surveyor  
**Crane Services Limited**  
Box 428, Goulds, NL, A1S  
1G5  
President/ Project Manager  
P: 364-6631  
C: 685-4331  
F: 364-6262  
[john@cslroofing.ca](mailto:john@cslroofing.ca)  
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Operated



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YOUR COMMERCIAL

## ROOFING EXPERTS

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**CHECK US OUT ON YOUTUBE UNDER: CSL ROOFING**

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Any correspondence with employees, agents, or elected officials of the City of St. John's may be subject to disclosure under the provisions of the Access to Information and Protection of Privacy Act, 2015, S.N.L. 2015, c.A-1.2.

# DECISION/DIRECTION NOTE

---

**Title:** Request to set the Building Line and Building Location  
92 LeMarchant Road  
SUB2000040

**Date Prepared:** October 28, 2020

**Report To:** Regular Meeting of Council

**Councillor and Role:** Councillor Maggie Burton, Planning & Development

**Ward:** Ward 2

---

**Decision/Direction Required:**

To seek approval to set the Building Line and Building location for two new Lots at 92 LeMarchant Road.

**Discussion – Background and Current Status:**

An application was submitted to subdivide property at 92 LeMarchant Road to construct two Single Detached Dwellings. The property is situated in the Residential Mixed (RM) Zone and as per Section 8.3.1. of the Development Regulations, Council has the power to establish or reestablish the Building Line and also has the power to require that any new Buildings be built on, or at any specific point behind, the Building Line as established.

It is proposed that the Building Line along LeMarchant Road be set at 0 metres for both Lots, which meets the minimum Lot Frontage (10 metres) for the RM Zone. The Dwelling Location for each Lot is proposed to be set at 6 metres from the Front Lot Line, which is also consistent with the pattern of development along the Street.

**Key Considerations/Implications:**

1. Budget/Financial Implications: Not Applicable.
2. Partners or Other Stakeholders: Not Applicable.
3. Alignment with Strategic Directions/Adopted Plans: *St. John's Strategic Plan 2019-2029 - A Sustainable City* – Plan for land use and preserve and enhance the natural and built environment where we live.
4. Legal or Policy Implications: St. John's Development Regulations Section 8.3.1 and 10.7.3.(7).
5. Privacy Implications: Not Applicable.

# ST. JOHN'S

6. Engagement and Communications Considerations: Not Applicable.
7. Human Resource Implications: Not Applicable.
8. Procurement Implications: Not Applicable.
9. Information Technology Implications: Not Applicable.
10. Other Implications: Not Applicable.

**Recommendation:**

That Council approve a 0 metre Building Line and a 6 metre Building location setback for each of the proposed Lots at 92 LeMarchant Road.

**Prepared by:**

Andrea Roberts P.Tech – Senior Development Officer  
Planning, Engineering and Regulatory Services

**Approved by:**

Jason Sinyard, P. Eng., MBA, Deputy City Manager-  
Planning, Engineering and Regulatory Services

**Report Approval Details**

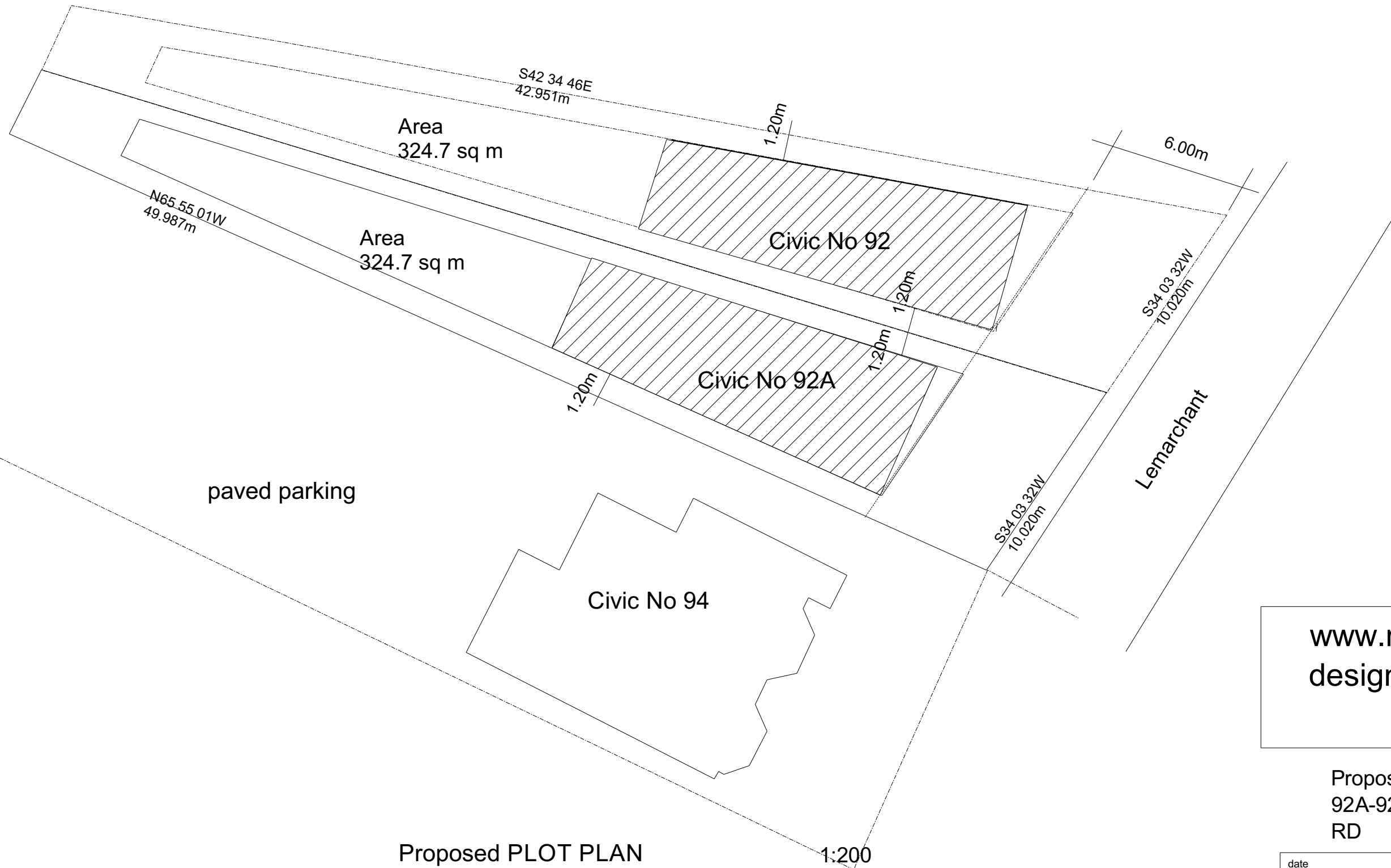
Document Title:	Development Committee - Request for Building Line Setback and Building Location - 92 LeMarchant Road - SUB2000040.docx
Attachments:	- REVISED LAYOUT 1- Site- 92A-92B Oct 22 2020 Lemarchant -Layout.pdf - Aerial Map.pdf
Final Approval Date:	Oct 29, 2020

This report and all of its attachments were approved and signed as outlined below:

**Lindsay Lyghtle Brushett - Oct 28, 2020 - 4:42 PM**

**Jason Sinyard - Oct 29, 2020 - 9:16 AM**





Proposed PLOT PLAN  
92 Lemarchant

www.rjrobere  
designplanning.ca

709- 753 8169

Proposed Plot Plan  
92A-92B Lemarchant  
RD

date Oct 22 2020	drawn by rjr	S- 1
project		



**SUBJECT PROPERTY**

GEAR ST

PRINCE OF WALES ST

BARTER'S HILL

LEMARCHANT RD

R3

INST

R3

2

4

12

11

9

R2

7

90

92

RM

94

96

98

100

85

93

RM

95

97

30

RD

RD

CITY OF ST. JOHN'S

DISCLAIMER: This map is based on current information at the date of production.

W:\Engwork\Planw\applications 2020\sub2000040-92 lemarchant road.mxd



# DECISION/DIRECTION NOTE

---

**Title:** Request to set parking for proposed Fitness Facility  
25 White Rose Drive  
INT2000100

**Date Prepared:** October 27, 2020

**Report To:** Regular Meeting of Council

**Councillor and Role:** Councillor Maggie Burton, Planning & Development

**Ward:** Ward 1

---

**Decision/Direction Required:**

To set the parking requirement for a Fitness Facility at 25 White Rose Drive.

**Discussion – Background and Current Status:**

An application was submitted to add a Fitness Facility to the existing Building at 25 White Rose Drive. The fitness area would have a Floor Area of 92m<sup>2</sup>, while the administration space would have a Floor Area of 112.5m<sup>2</sup>. As the parking requirement for a Fitness Facility is not specified in the Development Regulations, it is to be set by Council as per Section 9.1.1. Under the existing Development Regulations the Use is similar to a Commercial School, therefore it is recommended to use the associated parking requirement of “one parking space per 5 square metres of classroom area plus one parking space per 30 square metres of net Floor Area for school administrative purposes.” Based on this requirement, the proposed Use would require 22 parking spaces for the fitness area and administrative space. There are 36 parking spaces provided onsite and current occupancies require 9 parking spaces.

Under the draft Envision Development Regulations a new Health and Wellness Centre parking standard was created, which would require only 8 parking spaces to be provided for the proposed Use. As sufficient parking spaces are available, the lower parking standard is not a concern at this time. In the future, if the Building is redeveloped and additional parking required, revised parking standards could be calculated under Envision.

**Key Considerations/Implications:**

1. Budget/Financial Implications: Not applicable.
2. Partners or Other Stakeholders: Not applicable.
3. Alignment with Strategic Directions/Adopted Plans: Sustainable City - plan for land use preserve and enhance natural and built environment where we live.

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4. Legal or Policy Implications: St. John's Development Regulations Section 9.1.1.
5. Privacy Implications: Not applicable.
6. Engagement and Communications Considerations: Not applicable.
7. Human Resource Implications: Not applicable.
8. Procurement Implications: Not applicable.
9. Information Technology Implications: Not applicable.
10. Other Implications: Not applicable.

**Recommendation:**

That Council set the parking requirement at 22 parking spaces for the proposed Fitness Facility at 25 White Rose Drive.

**Prepared by:**

Ashley Murray- PTech, Development Officer II

**Approved by:**

Jason Sinyard, P. Eng., MBA, Deputy City Manager  
Planning, Engineering & Regulatory Services

**Report Approval Details**

Document Title:	Development Committee- Set Parking Requirement at 25 White Rose Drive- INT2000100.docx
Attachments:	- 25WhiteRoseDrive.png
Final Approval Date:	Oct 29, 2020

This report and all of its attachments were approved and signed as outlined below:

**Lindsay Lyghtle Brushett - Oct 27, 2020 - 5:00 PM**

**Jason Sinyard - Oct 29, 2020 - 9:14 AM**



# DECISION/DIRECTION NOTE

---

**Title:** Request for an Accessory Building in the Rural Zone  
467 Thorburn Road  
INT2000101

**Date Prepared:** October 28, 2020

**Report To:** Regular Meeting of Council

**Councillor and Role:** Councillor Maggie Burton, Planning & Development

**Ward:** Ward 4

---

**Decision/Direction Required:**

To seek approval to construct an Accessory Building in the Rural (R) Zone at 467 Thorburn Road.

**Discussion – Background and Current Status:**

An application was submitted to construct a 15.6m<sup>2</sup> Accessory Building at the rear of the existing Dwelling at 467 Thorburn Road. The property is situated in the Rural (R) Zone where an Accessory Building is neither a Permitted or Discretionary Use. However, Section 8.3.7. of the Development Regulations grants Council the Discretionary Power to allow an Accessory Building related to the existing Dwelling. The proposed Accessory Building will be compliant with the maximum size permitted as per Section 8.3.6 of the Development Regulations.

**Key Considerations/Implications:**

1. Budget/Financial Implications: Not applicable.
2. Partners or Other Stakeholders: Not applicable.
3. Alignment with Strategic Directions/Adopted Plans: *St. John's Strategic Plan 2019-2029 - A Sustainable City* – Plan for land use and preserve and enhance the natural and built environment where we live.
4. Legal or Policy Implications: St. John's Development Regulations Section 8.3.6 and Section 8.3.7.
5. Privacy Implications: Not applicable.
6. Engagement and Communications Considerations: Not applicable.
7. Human Resource Implications: Not applicable.

**ST. JOHN'S**

8. Procurement Implications: Not applicable.
9. Information Technology Implications: Not applicable.
10. Other Implications: Not applicable.

**Recommendation:**

That Council approve the construction of a 15.6m<sup>2</sup> Accessory Building at 467 Thorburn Road.

**Prepared by:**

Andrea Roberts P.Tech – Senior Development Officer  
Planning, Engineering and Regulatory Services

**Approved by:**

Jason Sinyard, P. Eng., MBA, Deputy City Manager-  
Planning, Engineering and Regulatory Services



**Report Approval Details**

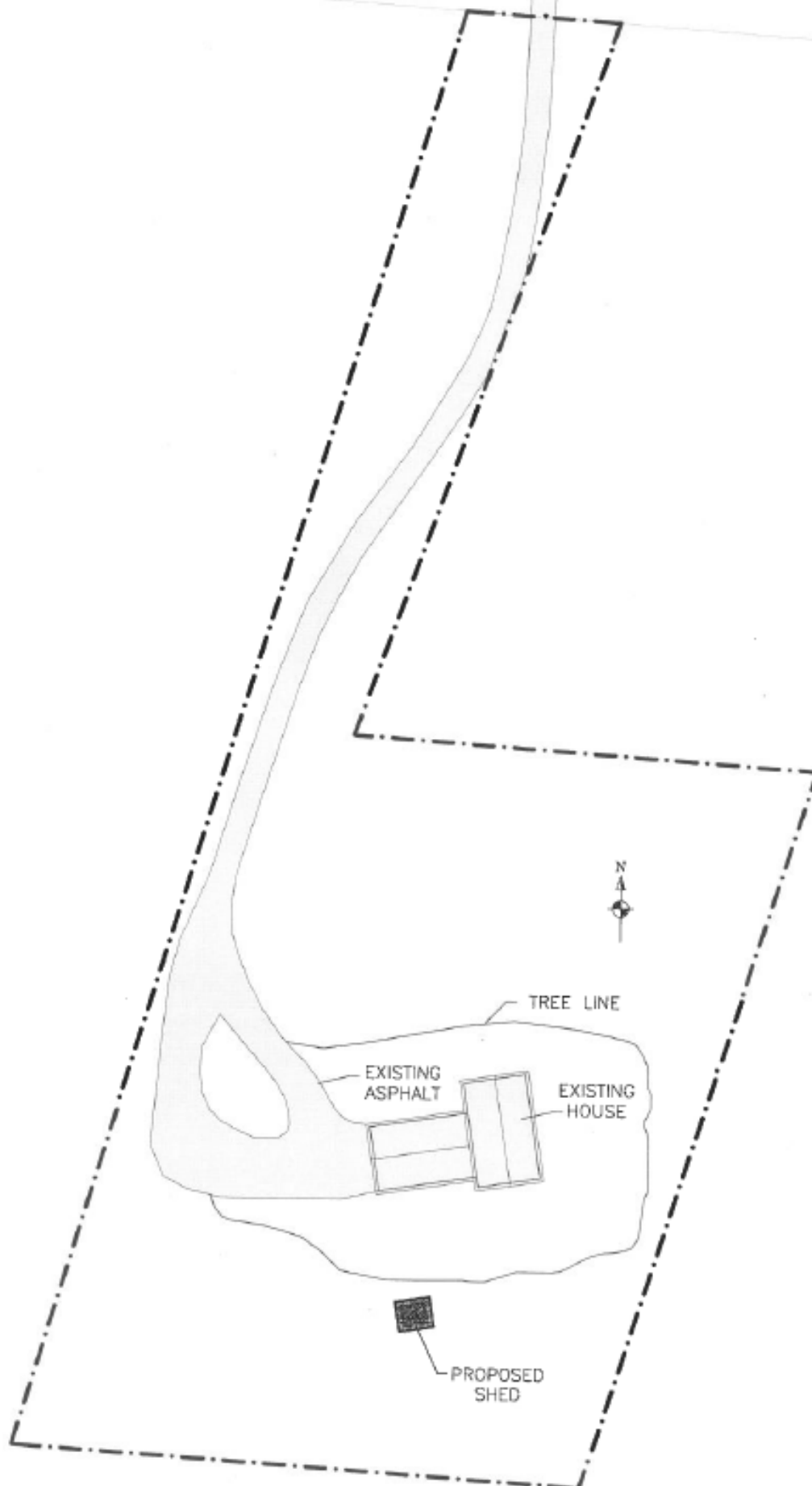
Document Title:	Development Committee - Request for Accessory Building in the Rural Zone - 467 Thorburn Road - INT2000101.docx
Attachments:	- Site Plan.pdf - Aerial Map - 467 THORBURN ROAD.pdf
Final Approval Date:	Oct 29, 2020

This report and all of its attachments were approved and signed as outlined below:

**Lindsay Lyghtle Brushett - Oct 29, 2020 - 10:24 AM**

**Jason Sinyard - Oct 29, 2020 - 12:27 PM**

THORBURN ROAD



## Site Plan

Proposed Shed  
Glen Rose  
467 Thorburn Road  
1:750  
October 13, 2020





**SUBJECT PROPERTY**

THORBURN RD

RR

R

435 1/2



**Permits List**  
**Council's November 2, 2020 Regular Meeting**

Permits Issued: 2020/10/22 to 2020/10/28

**BUILDING PERMITS ISSUED**

<b>Residential</b>		
<b>Location</b>	<b>Permit Type</b>	<b>Structure Type</b>
101 Circular Rd	Renovations	Single Detached Dwelling
125 Lemarchant Rd	Renovations	Apartments Or Mixed Use
14 King's Rd	Renovations	Townhousing
16 Darcy St	Accessory Building	Accessory Building
17 Catherine St	Renovations	Townhousing
18 Corporal Jamie Murphy St	Renovations	Single Detached Dwelling
19 Channing Pl	Accessory Building	Accessory Building
19 Mount Cashel Rd	Extension	Single Detached Dwelling
20 Gleneyre St	Fence	Fence
20 Rostellan Pl	Renovations	Single Detached Dwelling
21 Gil Eannes Dr	Extension	Single Detached w/ apt.
23 Bond St	Deck	Patio Deck
26 Oakridge Dr	Deck	Patio Deck
28 Horlick Ave	New Construction	Duplex Dwelling
30 Horlick Ave	New Construction	Duplex Dwelling
32 Dumbarton Pl	Extension	Single Detached Dwelling
48 The Boulevard	Fence	Fence
48 The Boulevard	Deck	Patio Deck
48 Toronto St	Renovations	Single Detached Dwelling
5 Bawnmoor St	New Construction	Single Detached Dwelling
5 Holyrood Pl	Renovations	Single Detached Dwelling
5 Kirke Pl	Accessory Building	Accessory Building
59 Parsonage Dr	Renovations	Single Detached Dwelling
62 Prince OF Wales St	Deck	Patio Deck
7 Prospect St	Deck	Patio Deck
70 Carter's Hill	Fence	Fence
79 Maurice Putt Cres	New Construction	Single Detached w/ apt.
8 Dick's Sq	Renovations	Semi Detached Dwelling
8 Lismore Pl	New Construction	Single Detached Dwelling
97 Brad Gushue Cres	Fence	Fence

This Week: \$1,405,835.98

### Commercial

Location	Permit Type	Structure Type
10 Factory Lane	Deck	Patio Deck
100 Brookfield Rd	Change of Occupancy/Renovations	Office
16 Stavanger Dr	Change of Occupancy/Renovations	Bakery
214 Waterford Bridge Rd	Sign	Home For The Aged
253 Duckworth St	Renovations	Eating Establishment
300 Kenmount Rd	Sign	Retail Store
330 Lemarchant Rd	Change of Occupancy	Communications Use
349 Kenmount Rd	Renovations	Retail Store
384-400 Elizabeth Ave	Sign	Office
384-400 Elizabeth Ave	Change of Occupancy	Office
465 East White Hills Rd	Renovations	Warehouse
48 Kenmount Rd	Change of Occupancy/Renovations	Retail Store
48 Kenmount Rd	Change of Occupancy/Renovations	Retail Store
48 Kenmount Rd	Change of Occupancy	Retail Store
48 Kenmount Rd	Change of Occupancy/Renovations	Retail Store
6 Freshwater Rd	Renovations	Retail Store
60 O'leary Ave	Change of Occupancy/Renovations	Custom Workshop
644 Topsail Rd	Sign	University/Post Secondary

This Week: \$1,618,681.00

### Government/Institutional

Location	Permit Type	Structure Type
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This Week: \$0.00

### Industrial

Location	Permit Type	Structure Type
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This Week: \$0.00

### Demolition

Location	Permit Type	Structure Type
87 Circular Rd	Demolition	Single Detached Dwelling

This Week: \$28,000.00

**This Week's Total:     \$3,052,516.98**

**REPAIR PERMITS ISSUED:**

**\$106,260.00**

**NO REJECTIONS**

<b>YEAR TO DATE COMPARISONS</b>			
<b>November 2, 2020</b>			
<b>TYPE</b>	<b>2019</b>	<b>2020</b>	<b>% Variance (+/-)</b>
Residential	\$38,315,553.65	\$40,451,346.33	6
Commercial	\$149,443,786.72	\$132,365,198.38	-11
Government/Institutional	\$2,755,650.00	\$136,500.00	-95
Industrial	\$1,812,266.07	\$3,000.00	-100
Repairs	\$2,179,333.50	\$3,082,851.90	64
<b>TOTAL</b>	<b>\$194,506,589.94</b>	<b>\$176,038,896.61</b>	<b>-9</b>
Housing Units (1 & 2 Family Dwelling)	99	120	

Respectfully Submitted,

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Jason Sinyard, P.Eng., MBA  
Deputy City Manager  
Planning, Engineering and Regulatory Services

# MEMORANDUM

## **Weekly Payment Vouchers For The Week Ending October 28, 2020**

### **Payroll**

<b>Public Works</b>	<b>\$ 445,011.21</b>
<b>Bi-Weekly Administration</b>	<b>\$ 807,255.36</b>
<b>Bi-Weekly Management</b>	<b>\$ 865,663.24</b>
<b>Bi-Weekly Fire Department</b>	<b>\$ 846,444.42</b>

<b>Accounts Payable</b> <i>(A detailed breakdown available <a href="#">here</a>)</i>	<b>\$ 3,476,728.00</b>
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<b>Total:</b>	<b>\$ 6,441,102.23</b>
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# ST. JOHN'S

DEPARTMENT OF FINANCE

CITY OF ST. JOHN'S PO BOX 908 ST. JOHN'S NL CANADA A1C 5M2 WWW.STJOHNS.CA

# BID APPROVAL NOTE

**Bid # and Name:** 2020143 - Goulds Sidewalk Snow Clearing and Ice Control  
**Date Prepared:** Wednesday, October 28, 2020  
**Report To:** Regular Meeting  
**Councillor and Role:** Councillor Ian Froude, Public Works & Sustainability  
**Ward:** N/A

**Department:** Public Works  
**Division:** Roads & Traffic  
**Quotes Obtained By:** Sherri Higgins  
**Budget Code:** 3231-52100  
**Source of Funding:** Operating

**Purpose:**

The purpose of this procurement is for snow clearing and ice control of sidewalks in the Goulds.

**Results:** ☐ As attached ☒ As noted below

Vendor Name	Bid Amount
Arc Ent Ltd.	\$70,723.85
Clarke's Trucking and Excavating Limited	\$72,323.50
Mercer's Outdoor Design Limited	\$86,250.00

**Expected Value:** ☐ As above  
☒ Value shown is an estimate only for a 1 year period. The City does not guarantee to buy specific quantities or dollar value.

**Contract Duration:** One year with two one-year extensions

**Bid Exception:** None

**Recommendation:**

That Council award this open call to the lowest bidder that meets specifications, Arc Ent Ltd., for \$70,723.85 a year (HST Incl.), as per the Public Procurement Act.

**Attachments:**

# ST. JOHN'S



### Report Approval Details

Document Title:	2020143 - Goulds Sidewalk Snow Clearing and Ice Control.docx
Attachments:	
Final Approval Date:	Oct 28, 2020

This report and all of its attachments were approved and signed as outlined below:

**No Signature - Task assigned to Rick Squires was completed by assistant Chris Davis**

**Rick Squires - Oct 28, 2020 - 9:43 AM**

**Derek Coffey - Oct 28, 2020 - 9:58 AM**

# DEPARTMENTAL APPROVAL REQUEST/RFP

**Commodity/Bid #:** 2020063 – Fleet Tracking and Management  
**Date Prepared:** Thursday, October 29, 2020  
**Report To:** Regular Meeting  
**Councillor and Role:** Councillor Ian Froude, Public Works & Sustainability  
**Ward:** N/A

**Department:** Public Works  
**Quotes Obtained By:** Sherri Higgins  
**Budget Code:** PWP-2020-985 (Capital)  
3111-52134 (Operating)  
**Source of Funding:** Capital and Operating

**Purpose:**

To replace the City's current Fleet Tracking system with new Fleet Tracking and Management software and all applicable hardware. The previous fleet tracking agreement has expired.

**Proposals Submitted By:**

Vendor Name	
<b>Bell Mobility:</b>	\$1,144,643.84 total, which includes:
	\$326,670.64 in estimated up-front hardware purchase and install costs
	\$21,450.20 in estimated monthly service fees

**Expected Value:** ☒ Value shown is an estimate only for a 3 year period. The City does not guarantee to buy specific quantities or dollar value.

**Contract Duration:** The main term of the contract is three years, with two optional one-year extensions

**Recommendation:**

That Council award to the sole bidder meeting the minimum thresholds set out in the Request for Proposals, Bell Mobility.

**Attachments:**

# ST. JOHN'S

### Report Approval Details

Document Title:	2020063 - Fleet Tracking and Management.docx
Attachments:	
Final Approval Date:	Oct 29, 2020

This report and all of its attachments were approved and signed as outlined below:

#### No Signature found

**Blair McDonald - Oct 29, 2020 - 12:45 PM**

**David Crowe - Oct 29, 2020 - 12:46 PM**

**Lynnann Winsor - Oct 29, 2020 - 1:07 PM**

# DEPARTMENTAL APPROVAL REQUEST/RFP

**Commodity/Bid #:** 2020150-Design Services for Kelly's Brook Trail  
**Date Prepared:** Friday, October 23, 2020  
**Report To:** Regular Meeting  
**Councillor and Role:** Councillor Sandy Hickman, Transportation & Regulatory Services  
**Ward:** Ward 4

**Department:** Planning, Engineering & Regulatory Services  
**Quotes Obtained By:** Garrett Donaher  
**Budget Code:** ENG-2020-01  
**Source of Funding:** Capital (Cost Shared)

**Purpose:**

Complete public engagement and design work to prepare a detailed design of a shared-use path generally following the existing natural corridor from King's Bridge Road to Columbus Drive.

**Proposals Submitted By:**

Vendor Name
CBCL Limited
R.V. Anderson
Stantec Consulting

**Expected Value:** \$259, 000      Value shown is an estimate only for a 1 year period. The value for the Kelly's Brook Trail Design and Public Consultation is \$219,023 and the provisional services are \$40,571. Value is shown is before HST. Project to be completed by the end of April, 2021

**Contract Duration:** 1 year

**Recommendation:**

THAT Council award the contract for public engagement and design services to Stantec Consulting including the option for staff to request completion of the provisional items included in this RFP as deemed necessary.

**Attachments:**

# ST. JOHN'S

### Report Approval Details

Document Title:	Kelly's Brook Trail Design and Public Consultation.docx
Attachments:	
Final Approval Date:	Oct 29, 2020

This report and all of its attachments were approved and signed as outlined below:

**Scott Winsor - Oct 29, 2020 - 4:25 PM**

**Jason Sinyard - Oct 29, 2020 - 4:41 PM**

### **NOTICE OF MOTION**

**TAKE NOTICE** that I will at the next regular meeting of the St. John's Municipal Council move a motion to adopt a Heritage Designation By-Law for the following property so as to have the structure situate on this property designated as a Heritage Building:

- 50 Bonaventure Avenue (PID #7887)

DATED at St. John's, NL this                      day of    , 2020.

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COUNCILLOR

# ST. JOHN'S

**BY-LAW NO.**

**ST. JOHN'S HERITAGE DESIGNATION (50 BONAVENTURE AVENUE, PARCEL ID #7887) BY-LAW**

**PASSED BY COUNCIL ON \_\_\_\_\_, 2020**

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Pursuant to the powers vested in it under section 355 of the City of St. John's Act, RSNL 1990 c. C-17, as amended and all other powers enabling it, the City of St. John's enacts the following By-Law relating to the heritage designation of 50 Bonaventure Avenue, Parcel ID 7887:

**BY-LAW**

1. This by-law may be cited as the St. John's Heritage Designation (50 Bonaventure Avenue, Parcel ID #7887) By-Law.
2. The building situate on property at 50 Bonaventure Avenue, Parcel ID #7887 is designated as a Heritage Building.

**IN WITNESS WHEREOF** the Seal of the City of St. John's has been hereunto affixed and this By-Law has been signed by the Mayor and City Clerk this \_\_\_\_\_ day of \_\_\_\_\_, 2020

---

MAYOR

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CITY CLERK

# DECISION/DIRECTION NOTE

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**Title:** Transfer of Funds for Fleet Tracking and Management System

**Date Prepared:** October 29, 2020

**Report To:** Regular Meeting of Council

**Councillor and Role:** Councillor Ian Froude, Public Works & Sustainability

**Ward:** N/A

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## **Decision/Direction Required:**

Staff are seeking approval to transfer funds from one capital project to another.

## **Discussion – Background and Current Status:**

Due to financial constraints, Council withheld funding that was earmarked for the installation of cameras in winter sanders. As the City's current Fleet Tracking agreement has expired, the City issued Requests for Proposals for a replacement Fleet Tracking and Management System. This included cameras not only in the winter sanders, but also in the loaders and sidewalk plows.

Staff have identified funding that was allocated for renovations to the City's snow disposal site that can be reallocated to fund the capital purchase of these cameras as well as the modern Fleet Tracking and Management System. Renovations for the snow disposal site are not expected to be undertaken this year so there will not be an immediate impact from this transfer of funds.

## **Key Considerations/Implications:**

1. Budget/Financial Implications: Budget transfers will be required, no immediate financial implications foreseen.
2. Partners or Other Stakeholders: N/A
3. Alignment with Strategic Directions/Adopted Plans: N/A
4. Legal or Policy Implications: N/A
5. Privacy Implications: N/A
6. Engagement and Communications Considerations: N/A
7. Human Resource Implications: N/A

# ST. JOHN'S



- 8. Procurement Implications: N/A
- 9. Information Technology Implications: N/A
- 10. Other Implications:

**Recommendation:**

That Council approve the transfer of funds of \$326,670.54 from Capital Out of Revenue allocated to the Snow Disposal Site Renovations to the City's Fleet Tracking Budget.

**Prepared by:** Ryan Crewe, Operations Engineer

**Approved by:** David Crowe, Manager – Roads Division

**Report Approval Details**

Document Title:	Transfer of Funds for Fleet Tracking and Management System.docx
Attachments:	
Final Approval Date:	Oct 29, 2020

This report and all of its attachments were approved and signed as outlined below:

**No Signature found**

**Blair McDonald - Oct 29, 2020 - 12:47 PM**

**David Crowe - Oct 29, 2020 - 12:47 PM**

**Lynnann Winsor - Oct 29, 2020 - 1:08 PM**

# DECISION/DIRECTION NOTE

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**Title:** Mobile Sign Approval

**Date Prepared:** October 19, 2020

**Report To:** Regular Meeting of Council

**Councillor and Role:** Councillor Ian Froude, Public Works & Sustainability

**Ward:** Ward 4

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## **Decision/Direction Required:**

For consideration of Council to approve a Mobile Sign to be placed on City property in Churchill Square adjacent to Elizabeth Avenue.

## **Discussion – Background and Current Status:**

Churchill Square Dental is requesting a Mobile Sign be placed on City property near the northwest entrance to Churchill Square, adjacent to Elizabeth Ave. The purpose of this sign is to advertise its business.

Mobile sign permits are valid for 60 days with the option to renew.

A review of the submitted plan was conducted and all other requirements of the Mobile Sign By-Law have been satisfied.

Section 15 of the St. John's Mobile Sign By-Law grants Council the authority to allow signs to be placed on City property.

## **Key Considerations/Implications:**

1. Budget/Financial Implications: Not applicable
2. Partners or Other Stakeholders: The Churchill Square Business Association wrote an email to Councilor Froude to express its opinion on the matter. It advises that the signage is nothing short of "visual pollution" and does not in any way serve to enhance the aesthetics of the Churchill Square shopping and business area. The Association further advises that it does not support merchant signs to be placed at this location.
3. Alignment with Strategic Directions/Adopted Plans: Not applicable
4. Legal or Policy Implications: Not applicable
5. Privacy Implications: Not applicable

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6. Engagement and Communications Considerations: Not applicable
7. Human Resource Implications: Not applicable
8. Procurement Implications: Not applicable
9. Information Technology Implications: Not applicable
10. Other Implications: Not applicable

**Recommendation:**

That Council approve the request and grant permission for the placement of the mobile sign as submitted.

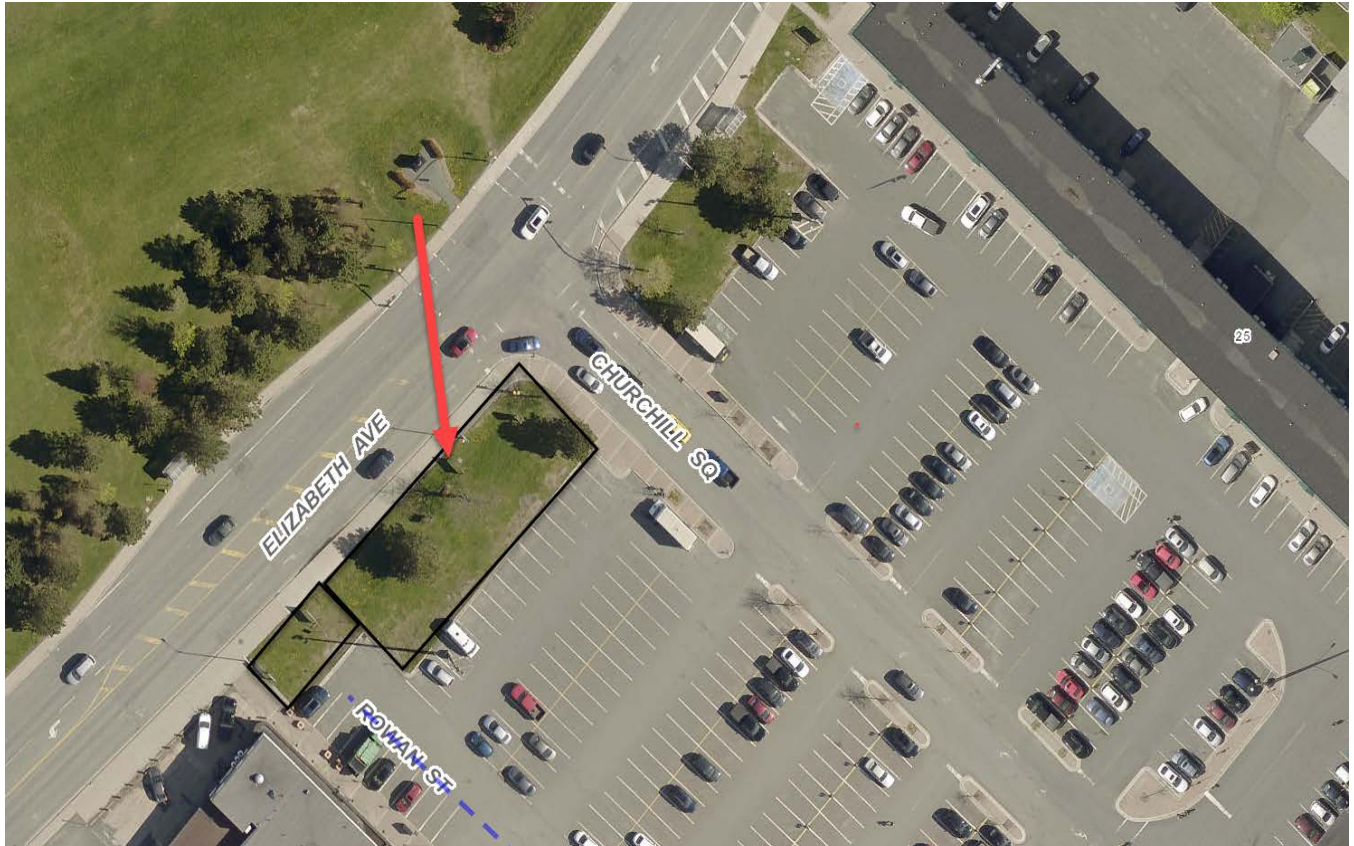
**Prepared by:**

Susan Kane, P. Tech, Supervisor of Inspection Services

**Approved by:**

Jason Sinyard, P. Eng., MBA, Deputy City Manager, Planning, Engineering & Regulatory Services

Proposed mobile sign location



# DECISION/DIRECTION NOTE

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**Title:** Road Closure – RCA Theatre Company

**Date Prepared:** October 29, 2020

**Report To:** Regular Meeting of Council

**Councillor and Role:** Councillor Debbie Hanlon, Special Events Regulatory Committee

**Ward:** Ward 2

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**Decision/Direction Required:** Council approval of road closure for RCA Theatre Company's presentation of "Lynn Panting Dance's PURSUIT".

**Discussion – Background and Current Status:** RCA Theatre Company is requesting the closure of the intersection of Victoria Street and Bond Street (except for local traffic) for a live dance performance outside LSPU Hall.

The event will take place on November 6 and 7, from 5:00pm – 5:30pm, road closure requested from 4:30pm – 6:00pm.

15 performers will participate in the performance. As per Public Health Guidelines, if more than 100 people gather, the performance will cease. Social distancing measures will be recommended and monitored by volunteers.

Volunteers will monitor the barricades for the road closure.

## **Key Considerations/Implications:**

1. Budget/Financial Implications: N/A
2. Partners or Other Stakeholders: N/A
3. Alignment with Strategic Directions/Adopted Plans: N/A
4. Legal or Policy Implications: N/A
5. Privacy Implications: N/A
6. Engagement and Communications Considerations: N/A
7. Human Resource Implications: N/A

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- 8. Procurement Implications: N/A
- 9. Information Technology Implications: N/A
- 10. Other Implications: N/A

**Recommendation:**

That Council approve the requested road closure for RCA Theatre Company's presentation of "Lynn Panting Dance's PURSUIT".

**Prepared by:** Christa Norman, Special Project Coordinator

**Approved by:** Jennifer Langmead, Supervisor – Tourism and Events

**Report Approval Details**

Document Title:	Road Closure - Dance Performance.docx
Attachments:	
Final Approval Date:	Oct 29, 2020

This report and all of its attachments were approved and signed as outlined below:

**Jennifer Langmead - Oct 29, 2020 - 11:38 AM**

**Tanya Haywood - Oct 29, 2020 - 11:43 AM**



# DECISION/DIRECTION NOTE

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**Title:** Temporary Exemption to the St. John's Noise by-law

**Date Prepared:** October 26, 2020

**Report To:** Regular Meeting of Council

**Councillor and Role:** Councillor Sandy Hickman, Transportation & Regulatory Services

**Ward:** Ward 2

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## **Decision/Direction Required:**

For consideration of Council to approve a temporary exemption to the St. John's Noise By-Law to allow work to be carried out at 266 Portugal Cove Road (Chancellor Park Long Term Care Facility) for an intermittent period from November 2020 to April 2021 between the hours of 11 p.m. and 7 a.m.

## **Discussion – Background and Current Status:**

Depending on the scope and complexity of the work involved, Inspection Services, occasionally, receives requests from developers/contractors to work outside the St. John's Noise By-Law, which limits construction work taking place between the hours of 11 p.m. and 7 a.m.

A request has been submitted from the contractor, MC Management, who is involved with the construction of the new long term care facility at 266 Portugal Cove Road, to work from 11:00 p.m. to approximately 3:00 a.m., at intermittent intervals, to enable them to erect the cast in place concrete walls and floor system. The work will involve the pouring of concrete and the installation of night-time lighting to facilitate such in a safe manner. While the requested exemption is November to April it will likely be several weeks in between individual occurrences.

The contractor advises that it is imperative to continue with the concrete pour into the early morning hours to maintain the integrity of the floor/wall system and to ensure project timelines are maintained.

The contractor ensures it will take as many steps as necessary to mitigate the effects of noise and will locate the lighting such that it will have a minimal impact on the nearby residential area.

## **Key Considerations/Implications:**

1. Budget/Financial Implications: Not Applicable

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2. Partners or Other Stakeholders: Not Applicable
3. Alignment with Strategic Directions/Adopted Plans: Not Applicable
4. Legal or Policy Implications: Exemption to the City of St. John's Noise By-Law (Section 3) and The Provincial Occupational Health and Safety Act (Section 5).
5. Privacy Implications: Not Applicable
6. Engagement and Communications Considerations: Public notification would be arranged by the contractor to advise the public of the work taking place.
7. Human Resource Implications: Not Applicable
8. Procurement Implications: Not Applicable
9. Information Technology Implications: Not Applicable
10. Other Implications: : As noted above, the residents in the neighbourhood will be affected by this work taking place during the night along which will include noise and site lighting. To date we have received a number of complaints from the area residents.

**Recommendation:**

That Council permit the temporary exemption to the St. John's Noise By-Law from November 2020 and April 2021 between the hours of 11 p.m. to 7 a.m. subject to public notification prior to the work taking place.

**Prepared by:**

Susan Kane, Supervisor, Inspection Services

**Approved by:**

Jason Sinyard, P. Eng., MBA, Deputy City Manager, Planning, Engineering & Regulatory Services

**Report Approval Details**

Document Title:	266 Portugal Cove Road .docx
Attachments:	- Aerial View 266 Portugal Cove .docx
Final Approval Date:	Oct 29, 2020

This report and all of its attachments were approved and signed as outlined below:

**Randy Carew - Oct 28, 2020 - 10:48 AM**

**Jason Sinyard - Oct 29, 2020 - 12:09 PM**

## Aerial View





# DECISION/DIRECTION NOTE

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**Title:** Granting Freedom of the City – Rotary Clubs of St. John's

**Date Prepared:** October 29, 2020

**Report To:** Regular Meeting of Council

**Councillor and Role:** Mayor Danny Breen, Governance & Strategic Priorities

**Ward:** N/A

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## **Decision/Direction Required:**

Seeking approval to confer the Freedom of The City to the Rotary Clubs of St. John's.

## **Discussion – Background and Current Status:**

The City received a request from The Rotary Club of St. John's seeking approval to be granted the Freedom of the City in recognition of its 100 years of dedicated service to the city.

Attached is the letter which also includes a list of its accomplishments and contributions since its inception.

As required under Section 3.4 of the Protocol Policy (noted below), Council approved the request unanimously at its Special Meeting of October 26, 2020.

### **3.4 Freedom of the City**

Individuals or groups shall be nominated for the honour by a member of Council. For nomination for this award, the nominee shall demonstrate exemplary service and/or contribution to the community, which may relate to the arts, science, business and commerce, humanities, politics, community service, sports or professional endeavours and uniformed service (police, fire and/or military).

The nomination and its supporting documents shall be reviewed by Council at its Special Meeting. The recommendation from the Special Meeting shall be presented to Council at its Regular Meeting for ratification. The awarding of the honour requires the unanimous approval of Council.

## **Key Considerations/Implications:**

1. Budget/Financial Implications:
  - Approximately \$3,000 to \$4,000
2. Partners or Other Stakeholders:
  - Rotary Clubs of St. John's

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3. Alignment with Strategic Directions/Adopted Plans: N/A
4. Legal or Policy Implications:
  - Policy #09-16-01 – Protocol Policy
5. Privacy Implications: N/A
6. Engagement and Communications Considerations:
  - Work with Communications re Press Release, etc.
7. Human Resource Implications: N/A
8. Procurement Implications: N/A
9. Information Technology Implications: N/A
10. Other Implications: N/A

**Recommendation:**

That Council approve conferring the Freedom of the City to the Rotary Clubs of St. John's in 2021 in recognition of 100 years of dedicated service to our city.



# THE ROTARY CLUB of ST. JOHN'S

Founded In 1921

June 22<sup>nd</sup>, 2020

City of St. John's  
10 New Gower Street  
St. John's, NL  
P.O Box 908  
A1C 5M2

Attention:      Ms. Elaine Henley  
                         City Clerk

Reference:      Rotary Clubs- Freedom of the City

Dear Ms. Henley;

In 2021 Rotary will celebrate 100 years of service in St. John's and our Province. Rotary has and continues to contribute greatly to the life of our citizens and communities. This is indeed a milestone worthy of celebration. Rotary would be honored to be granted 'Freedom of the City' to mark this momentous achievement. We have assembled a brief outline of Rotary and some examples of the work Rotarians do in our communities. Please consider this as our application to be granted 'Freedom of the City' in recognition of a century of good works for our citizens and communities.

Sincerely yours;

A handwritten signature in blue ink that reads "Glenn Barnes".

Glenn Barnes, NLAA MRAIC  
Rotarian, Paul Harris Fellow  
Member, Rotary Club of St. John's

Attach.



## **ABOUT ROTARY**

### **SERVING THROUGH MEMBERSHIP**

Rotary is service-driven. Belonging to a Rotary club gives men and women an organized outlet for contributing to their community.

Founded in 1905, Rotary International is the world's first service organization. The Rotary motto is ***Service Above Self*** – Rotary concerns itself with truth, fairness, improved relations between people, and world peace. The avenues of Rotary service include community and international volunteerism through club activity and the promotion of ethics in all vocations.

Rotary has a global network of 1.2 million members in more than 34,558 clubs in 200 countries.

Rotary members meet weekly to plan service activities. Rotary clubs are autonomous and determine their own service projects based on local needs and interests and abilities of members.

Rotary clubs are non-religious, non-governmental and open to every race, culture and creed. Club membership represents a cross-section of local business and professional leaders.

Together Rotarians see a world where people unite and take action to create lasting change across the globe, in our communities and in ourselves.

Rotarians give 16 million volunteer hours around the world each year. Each day our members pour their passion, integrity and intelligence into completing projects that have a lasting positive impact on our citizens, communities and world. We persevere until we deliver real, lasting solutions.

Over the past 115 years since Rotary International's founding in 1905, Rotarians have been promoting peace, fighting disease, providing clean water, saving mothers and children, supporting education and growing local economies. Rotarians promote diversity, inclusion and equality.

There are Rotary Clubs throughout Canada, fifteen (15) of those in Newfoundland and Labrador and six (6) of those are in the St. John's area. Rotary also includes clubs at the young adult and high school levels.

### **THE OBJECT OF ROTARY**





The object of Rotary is to encourage and foster the ideal of service as a basis of worthy enterprise and, in particular, to encourage and foster:

**FIRST**

The development of acquaintance as an opportunity for service;

**SECOND**

High ethical standards in business and professions; the recognition of the worthiness of all useful occupations; and the dignifying by each Rotarian of his/her occupation as an opportunity to serve society;

**THIRD**

The application of the ideal of service by every Rotarian to his/her personal, business and community life.

**FOURTH**

The advancement of international understanding, goodwill, and peace through a world fellowship of business and professional persons united in the ideal of service.

**THE ROTARY 4-WAY TEST**

of the things we think, say or do.

- 1. Is it the TRUTH?*
- 2. Is it FAIR to all concerned?*
- 3. Will it build GOODWILL and BETTER FRIENDSHIPS?*
- 4. Will it be BENEFICIAL to all concerned?*

**ROTARY IN ST. JOHN'S AND THE REGION**

The first Rotary Club in Newfoundland and Labrador, The Rotary Club of St. John's was chartered on November 21<sup>st</sup> 1921, it was sponsored by The Rotary Club of Halifax. Since that time area Clubs have grown to include:

1. St. John's
2. St. John's East
3. St. John's Northwest
4. St. John's After Hours
5. Avalon Northeast
6. Rotaract Club/St. John's
7. Waterford Valley



The list of projects Rotarians have and continue to carry out in our City and region are simply too numerous to include here. A sample of Rotary's community works include:

- Establishment, construction, funding and operations of the Rotary Sunshine Park
- Boys Christmas dinners (which is now the Christmas Hamper Project serving 350 hampers)
- Rennie's River pools
- Founded the TB Association and established the Christmas Seal vessel which travelled the Province as a mobile X-Ray facility.
- Founding Cadet movement in Newfoundland and Labrador
- Sponsor of the original Cancer Society and Canadian Mental health Association NL
- Founding sponsor of the Victorian Order of Nurses in our Province
- Sponsor of Memorial Stadium's establishment
- Founded Crippled children and Adults organization (now known as Easter Seals) in our Province
- Waterford Hospital
- Construction of Iris Kirby House
- Cavitron Aspirator at Health Sciences Centre
- Founding sponsor of the Elaine Dobbin Centre for Autism
- Access House Re-development
- Rainbow Riders Rotary Riding Building
- Brighter Futures Coalition
- Easter Seals House
- Bridges to Hope
- United Way of Newfoundland
- Janeway Child Health Centre
- Rubia Centre
- The Salvation Army
- Ronald McDonald House
- Bannerman Park Splashpad
- The Gathering Place
- School Lunch Program
- The Fluvarium
- Dialysis Machine Health Sciences Centre
- PET Scanner, Health Sciences Centre
- Re-Vitalization of the Waterford River
- Rotary Manuels River Interpretation Centre
- Rotary Paradise Recreation Complex
- Orphanage in Thailand
- Water Projects in Africa
- Schools in Kenya
- Montenegro Hospital Thailand



City of St. John's  
E. Henley  
June 2020  
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- Rotary Manor 46 housing units
- Northwest Rotary Skatepark
- Buckmaster's Rotary Park
- Daffodil Place
- Hope Air

Our clubs are proud to be integral supporters of Rotary International's worldwide program to eradicate polio from the globe. One of our local Rotarians has written several books with profits going to support this program, profits that have immunized over 400,000 children.

Rotarians are proud of our 'Century of Service Above Self' in our City, region, country and world; service that continues. Rotarians live by the 'Four Way Test' every day and serve community need wherever it exists.

We respectfully submit this application for the award of the 'Freedom of the City' for the Rotary Clubs in the name of all those persons that Rotary helps.